

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ROBERTA SIMMONS,)	Case No.: 14-CV-03558-LHK
)	
Plaintiff,)	ORDER ADOPTING MAGISTRATE
)	JUDGE'S REPORT AND
v.)	RECOMMENDATION THAT CASE BE
VISTA PRIETA HOMEOWNERS)	DISMISSED
ASSOCIATION,)	
)	
Defendant.)	

The Court has reviewed Magistrate Judge Howard R. Lloyd's Report and Recommendation ("Report") to grant Plaintiff Roberta Simmons' ("Plaintiff") *in forma pauperis* application and dismiss the instant case for lack of jurisdiction. *See* ECF No. 5. The Report was filed on September 22, 2014, and mailed to Plaintiff on September 23, 2014. *See id.*; ECF No. 6. The time for objections has passed, and Plaintiff has not filed any. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b).

Having reviewed the Report, as well as the record in this case, the Court finds that the Report is well-founded in fact and in law, and therefore adopts the Report. This case is hereby dismissed. The Clerk shall close the file.

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2 **IT IS SO ORDERED.**

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4 Dated: December 17, 2014

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6 LUCY H. KOH
7 United States District Judge
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United States District Court
For the Northern District of California